



**PATENT APPLICATION**

**THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of

Docket No: Q73583

Ulrich WEGMANN

Appln. No.: 10/743,107

Group Art Unit: 2877

Confirmation No.: 8009

Examiner: Not Yet Assigned

Filed: December 23, 2003

For: APPARATUS AND METHOD FOR MEASURING AN OPTICAL IMAGING SYSTEM,  
AND DETECTOR UNIT

**RESPONSE TO NOTICE UNDER 37 CFR 1.251 - PENDING APPLICATION**

**MAIL STOP MISSING PARTS**

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

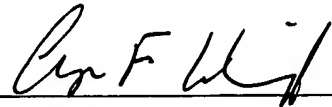
Sir:

In response to the "Notice under 37 CFR 1.251 - pending application," for the above application, Applicant states that Applicant does not possess any record of any correspondence filed September 13, 2004, for the above identified application. Specifically, Applicant has no record of filing a Preliminary Amendment, Specification and/or Remarks on September 13, 2005. The latest submission to the U.S. Patent and Trademark Office for the application captioned above was a Response to Notice to File Missing Parts and further papers, filed on July 1, 2004. Applicant encloses herewith a copy of the PAIR Search Results for Application Number 10/743,107, providing further verification that no papers were filed by the Applicant for this application on September 13, 2004.

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No fee is believed to be necessary; however, if the USPTO disagrees, the USPTO is directed and authorized to charge all required fees, except for the Issue Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any overpayments to said Deposit Account. A duplicate copy of this paper is attached.

Respectfully submitted,



George F. Lehnigk  
Registration No. 36,359

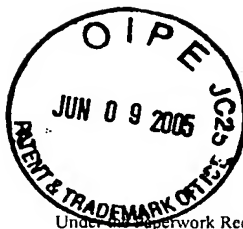
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**23373**

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Date: June 9, 2005



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In re Application of: WEGMANN, ULRICH.  
Application No.: 10743107  
Filing Date: 12/23/03  
Title: **APPARATUS AND METHOD FOR MEASURING AN OPTICAL  
IMAGING SYSTEM, AND DETECTOR UNIT**

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### NOTICE UNDER 37 CFR 1.251 – Pending Application

Statement (check the appropriate box):

- ☐ The copy submitted with this reply is a complete and accurate copy of applicant's record of all of the correspondence between the Office and the applicant for the above-identified application (except for U.S. patent documents), and applicant is not aware of any correspondence between the Office and applicant for the above-identified application that is not among applicant's records.
- ☐ The copy of the paper(s) listed in the notice under 37 CFR 1.251 is/are a complete and accurate copy of applicant's record of such paper(s).
- ☐ The papers produced by applicant are applicant's complete record of all of the correspondence between the Office and the applicant for the above-identified application (except for U.S. patent documents), and applicant is not aware of any correspondence between the Office and the applicant for the above-identified application that is not among applicant's records.
- ☐ Applicant does not possess any record of the correspondence between the Office and the applicant for the above-identified application.

\_\_\_\_\_  
Date

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Typed or printed name

**A Copy of this notice should be returned with the reply.**

Burden Hour Statement: This collection of information is required by 37 CFR 1.251. The information is used by the public to reply to a request for copies of correspondence between the applicant and the USPTO in order to reconstruct an application file. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This form is estimated to take 60 minutes to complete. This time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, Virginia 22313-1450. **DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.**



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-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

**NOTICE UNDER 37 CFR 1.251 - Pending Application**

☐ The file on the cover sheet cannot be located after a reasonable search. Therefore, the Office is initiating the reconstruction of the file of the above-identified application pursuant to the provisions of 37 CFR 1.251.

Applicant is given a period of **THREE (3) MONTHS** from the mailing date of this notice within which to provide a copy of applicant's record (if any) of all of the correspondence between the Office and applicant for the above-identified application (except for U.S. patent documents), a list of such correspondence, and a statement that the copy is a complete and accurate copy of applicant's record of all of the correspondence between the Office and the applicant for the application (except for U.S. patent documents), and whether applicant is aware of any correspondence between the Office and applicant for the identified application that is not among applicant's records.

☒ The following paper(s) pertaining to the above-identified application cannot be located after a reasonable search:

Preliminary Amendment, Specification, Remarks Made in an Amendment dated 09/13/04.

Therefore, the Office is initiating the reconstruction of such paper(s) pursuant to the provisions of 37 CFR 1.251.

Applicant is given a period of **THREE (3) MONTHS** from the mailing date of this notice within which to provide a copy of the paper(s) listed above and a statement that the copy of such paper(s) is a complete and accurate copy of applicant's record of such paper(s).

If applicant does not possess any record of the correspondence between the Office and the applicant for the application (or any copy of the paper(s) listed above), applicant must reply to this notice by providing a statement that applicant does not possess any record of the correspondence between the Office and the applicant for the above-identified application.

Failure to reply to this notice in a timely manner will result in abandonment of the above-identified application. The three-month period for reply to this notice may be extended (up to a maximum of six months) under the provisions of 37 CFR 1.136(a). However, failure to reply within this three-month period will result in a reduction of any patent term adjustment. See 37 CFR 1.704(b).

☐ A printout from PALM of the contents of the file of the above-identified application is included with this notice.

Direct the reply to this notice to:

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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/743,107	12/23/2003	Ulrich Wegmann	Q73583	8009
23373	7590	04/08/2005	EXAMINER	
SUGHRUE MION, PLLC 2100 PENNSYLVANIA AVENUE, N.W. SUITE 800 WASHINGTON, DC 20037			ART UNIT	
			PAPER NUMBER	

DOCKETED

APR 13 2005

DATE MAILED: 04/08/2005

Please find below and/or attached an Office communication concerning this application or proceeding.